

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Ruth Y. Goldway, Chairman;
Mark Acton, Vice Chairman;
Tony L. Hammond; and
Nanci E. Langley

Ukiah Main Post Office
Ukiah, California

Docket No. A2011-21

NOTICE AND ORDER ACCEPTING APPEAL AND
ESTABLISHING PROCEDURAL SCHEDULE

(Issued July 18, 2011)

Notice is hereby given that, pursuant to 39 U.S.C. 404(d), on July 14, 2011, the Commission received a petition for review of the closing of the Ukiah Main Post Office Ukiah, California. The petition, which was filed by the Save Ukiah Post Office, Committee and Michael E. Sweeney (Petitioner). The Commission hereby institutes a proceeding under 39 U.S.C. 404(d)(5) and designates the case as Docket No. A2011-21 to consider the Petitioner's appeal. If Petitioner would like to further explain his position with supplemental information or facts, Petitioner may either file a Participant Statement on PRC Form 61 or file a brief with the Commission no later than, August 18, 2011.

Categories of issues apparently raised. Petitioner raises the following issues: Failure of the Postal Service to adequately consider the economic savings resulting from the closure; and failure of the Postal Service to follow procedures required by law regarding closures. See 39 U.S.C. 404(d)(5)(B).

After the Postal Service files the administrative record and the Commission reviews it, the Commission may find that there are more legal issues than the two set forth above, or that the Postal Service's determination disposes of one or more of those issues. The deadline for the Postal Service to file the applicable administrative record with the Commission is July 29, 2011. 39 CFR 3001.113. In addition, the due date for any responsive pleading by the Postal Service to this Notice is July 29, 2011.

Application for suspension of determination. In addition to its Petition, the Save the Ukiah Post Office Committee and Michael E. Sweeny filed an application for suspension of the Postal Service's determination (see 39 CFR 3001.114). Commission rules allow for the Postal Service to file an answer to such application within 10 days after the application is filed. The Postal Service shall file an answer to the application no later than July 25, 2011.

Availability; website posting. The Commission has posted the appeal and supporting material on its website at <http://www.prc.gov>. Additional filings in this case and participants' submissions also will be posted on the website, if provided in electronic format or amenable to conversion, and not subject to a valid protective order. Information on how to use the Commission's website is available online or by contacting the Commission's webmaster via telephone at 202-789-6873 or via electronic mail at prc-webmaster@prc.gov.

The appeal and all related documents are also available for public inspection in the Commission's docket section. Docket section hours are 8 a.m. to 4:30 p.m., Monday through Friday, except on Federal government holidays. Docket section personnel may be contacted via electronic mail at prc-dockets@prc.gov or via telephone at 202-789-6846.

Filing of documents. All filings of documents in this case shall be made using the Internet (Filing Online) pursuant to Commission rules 9(a) and 10(a) at the Commission's website, <http://www.prc.gov>, unless a waiver is obtained. 39 CFR 3001.9(a) and .10(a). Instructions for obtaining an account to file documents online may be found on the Commission's website, <http://www.prc.gov>, or by contacting the Commission's docket section at prc-dockets@prc.gov or via telephone at 202-789-6846.

All documents filed will be posted on the Commission's website. The Commission reserves the right to redact personal information which may infringe on an individual's privacy rights from documents filed in this proceeding.

Intervention. Those persons, other than the Petitioner and respondent, wishing to be heard in this matter are directed to file a notice of intervention. See 39 CFR 3001.111(b). Notices of intervention in this case are to be filed on or before August 12, 2011. A notice of intervention shall be filed using the Internet (Filing Online) at the Commission's website, <http://www.prc.gov>, unless a waiver is obtained for hardcopy filing. See 39 CFR 3001.9(a) and .10(a).

Further procedures. By statute, the Commission is required to issue its decision within 120 days from the date it receives the appeal. See 39 U.S.C. 404(d)(5). A procedural schedule has been developed to accommodate this statutory deadline. In the interest of expedition, in light of the 120-day decision schedule, the Commission may request the Postal Service or other participants to submit information or memoranda of law on any appropriate issue. As required by Commission rules, if any motions are filed, responses are due 7 days after any such motion is filed. See 39 CFR 3001.21.

It is ordered:

1. The Postal Service shall file an answer to the application for suspension of the Postal Service's determination no later than July 25, 2011.
2. The Postal Service shall file the applicable administrative record regarding this appeal no later than July 29, 2011.
3. Any responsive pleading by the Postal Service to this Notice is due no later than July 29, 2011.
4. The procedural schedule listed below is hereby adopted.
5. Pursuant to 39 U.S.C. 505, Tracy N. Ferguson is designated officer of the Commission (Public Representative) to represent the interests of the general public.
6. The Secretary shall arrange for publication of this Notice and Order and Procedural Schedule in the *Federal Register*.

By the Commission.

Ruth Ann Abrams
Acting Secretary

PROCEDURAL SCHEDULE

July 14, 2011	Filing of Appeal
July 25, 2011	Deadline for the Postal Service to file answer responding to application for suspension
July 29, 2011	Deadline for the Postal Service to file the administrative record in this appeal
August 12, 2011	Deadline for notices to intervene (see 39 CFR 3001.111(b))
August 18, 2011	Deadline for Petitioner's Form 61 or initial brief in support of the petition (see 39 CFR 3001.115(a) and (b))
September 7, 2011	Deadline for answering brief in support of the Postal Service (see 39 CFR 3001.115(c))
September 22, 2011	Deadline for reply briefs in response to answering briefs (see 39 CFR 3001.115(d))
September 29, 2011	Deadline for motions by any party requesting oral argument; the Commission will schedule oral argument only when it is a necessary addition to the written filings (see 39 CFR 3001.116)
November 10, 2011	Expiration of the Commission's 120-day decisional schedule (see 39 U.S.C. 404(d)(5))